

**MINUTES OF THE REGULAR MEETING  
OF WHITE OAK BOROUGH COUNCIL  
HELD MONDAY, JULY 19, 2010 AT 8:00 P.M.**

**CALL TO ORDER**

Mr. Pasternak, President of Council, called the Regular Meeting to order at 8:00 p.m.

**PLEDGE OF ALLEGIANCE**

The scouts led those attending in the Pledge of Allegiance.

**ROLL CALL**

Attending were Council members: Edward Babyak, Charles Davis, Ronald Massung, David Pasternak, Kenneth Robb and Carrie Verbanick. Also attending were Mayor Ina Jean Marton, Solicitor Terry Leckman, Engineer Representative Donald Hultberg, Borough Manager John W. Petro, Jr. and Borough Secretary Nancy Greenland.

Council member George Dillinger was absent.

**MINUTES**

Mr. Pasternak asked if there were any additions or corrections to the following Minutes:

Workshop Meeting – July 14, 2010  
Workshop Meeting – July 19, 2010  
Public Hearing – July 19, 2010 -- RE: Zoning Amendment C2  
Regular Meeting – July 19, 2010

There were none.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to accept the Minutes as presented.

Motion carried unanimously.

**EXECUTIVE SESSION**

Mr. Leckman stated there were various sessions held and during such sessions pending litigation and personnel matters were discussed.

**PUBLIC COMMENTS**

**Marvin Berk - Monongahela Blvd.**

Mr. Berk - 2223 Monongahela Blvd.

Mr. Berk presented a petition to Council signed by 7 residents along Monongahela Blvd. requesting the erection of stops signs on Monongahela Blvd at the intersection of Cool Springs Road. He also presented a map of the intersection showing the boundry lines between the Borough and the City of McKeesport.

Mr. Massung noted the petition would be presented to the police department for study and recommendation.

**REPORTS OF CHAIRPERSONS OF STANDING COMMITTEES**

**President’s Report**

Mr. Pasternak congratulated Mr. Babyak on his son’s, Colonel David Babyak, appointment as commander of the Air Forces 3<sup>rd</sup> in Oklahoma.

**Mayor’s Report**

Mrs. Marton gave the June Stat Report.

Arrests: 16(14 adults/2 juveniles)

Assault	1	
Drug Offenses	6	1
DUI	1*	(also charged with accident involving death/injury, driving under suspension & careless driving
Liquor Law Violations	2	
Public Drunkenness	1	
Receiving Stolen Property	2*	(1 also charged with reckless endangerment of another person, fleeing/attempting to elude police, driving under suspension & reckless driving.
Theft	3	
Summary Traffic Violations	79	
Total Incidents	473	

**Finance**

Mr. Dillinger, Chairperson, was absent. In his absence Mr. Babyak noted he would present the bills and accounts payable for approval.

A motion was made by Mr. Babyak, seconded by Mr. Massung, to accept the Check Register and Accounts Payable as of July 31, 2010.

Bills-

<u>Fund</u>	<u>Check No.</u>	<u>Amount</u>
General Fund	102829-102960	\$ 137,453.12
Fire Protection	None	\$ 0.00

Super Fund	None	\$	0.00
Solid Waste	600201-600203	\$	89,942.10
Pool/Park Fund	900313-900338	\$	8,136.48
Capital Expenditures	None	\$	0.00
Liquid Fuels	350111-350114	\$	<u>16,804.60</u>
Total Bills Paid		\$	252,126.40

Accounts Payable

<u>Fund</u>	<u>Amount</u>
General Fund	\$ 41,666.74
Fire Protection	\$ 0.00
Super Fund	\$ 0.00
Solid Waste	\$ 0.00
Pool Fund	\$ 5,092.25
Capital Projects	\$ 0.00
Liquid Fuels	\$ <u>0.00</u>
Total Accounts Payable	\$ 46,758.99

Motion carried unanimously.

A motion was made by Mr. Babyak, seconded by Mr. Davis, authorizing the proper officials to file the necessary paperwork for revival of liens filed for unpaid 1989 real estate taxes. Original liens were filed in 1990.

**HEALTH, ENVIRONMENT AND CABLE**

Ms. Verbanick, Chairperson, stated she had nothing to report at this time.

**PARKS AND RECREATION**

Mr. Robb, Chairperson, stated he had nothing to report at this time.

**PLANNING, ZONING AND CODE ENFORCEMENT**

Mr. Babyak, Chairperson, noted there were 34 permits issues for a total of \$1,486.00 in fees for the month of July there were also 20 violation notices issued.

A motion was made by Mr. Babyak, seconded by Mr. Robb, approving the John W. Petro, Jr. Lot Consolidation Plan on Heather Lynn Court and authorizing the proper officials to sign the mylar for the lot consolidation. The plan has received a favorable recommendation from the Planning Commission.

Motion carried unanimously.

**PUBLIC SAFETY**

Mr. Massung, Chairperson, stated the Borough is trying to re-establish the historical society. He noted 3 individuals attended the first meeting held last month. He advised the net meeting is set for September 15<sup>th</sup> at 5:30 p.m. in the Municipal Building.

Mr. Massung noted the Borough has placed the speed board as well as the speed clocking equipment out at various locations in the Borough and indicated the ENRAD equipment has been order and should be available for use within the next several months.

## **PUBLIC WORKS**

Mr. Davis, Chairperson, indicated he had a motion to introduce.

A motion was made by Mr. Davis, seconded by Ms. Verbanick, authorizing the proper officials to enter into an agreement with Morton Salt for supply Rock Salt at a cost of \$51.40 per ton, which is \$1.35 per ton less than paid during the past winter. Bids for this commodity were received through the South Hills Council of Government's Shared Purchasing Program.

Motion carried unanimously.

## **TAX COLLECTOR'S REPORT**

### **Current Real Estate**

Robert Hart, Current Tax Collector, turned in \$40,052.31 on the 2010 Tax Duplicate, for the period of July 1, 2010 – July 31, 2010.

### **Commission due – \$450.00 (120 accounts @ \$3.75)**

Assessed Value	\$336,655,388.00
Exonerations (Less)	\$ 132,100.00
Additions	\$ 275,200.00
Abatement Values	\$ 597,050.00
Adjusted Value	\$336,103,538.00
Value of statements (actual)	\$ 1,398,197.98
Act 77 Revoked @ Face	\$ 191.45
Act 77 Eligible @ Face	<u>\$ 42,765.37</u>
Corrected Value of Statements	\$ 1,356,024.06

Collected from – 7/01/10 –7/31/10	\$ 40,074.45
Discount (add)	\$ 22.15
Less Penalty (sub)	<u>\$ 0.00</u>
Total Credited to Duplicate	\$ 40,096.60

Amount Previously Collected	\$ 1,185,119.54
Collections	\$ 40,096.00
Total Collected	<u>\$ 1,225,215.54</u>
Balance to be collected	\$ 130,808.52

### **Delinquent/Liened Real Estate**

Keystone Municipal Collections, Delinquent/lienied Real Estate Tax Collector, turned in \$1,550.08 in delinquent real estate taxes plus costs for the collection period of July 1, 2010 – July 25, 2010.

<b>Commission due</b>	- \$	<b>1.39</b>
<b>Costs</b>	- \$	<b>929.00 (Lien Satisfaction, Civil Complaints)</b>
<b>Total Due</b>	- \$	<b>930.39</b>

**Earned Income Tax Collector**

Keystone Municipal Collections, Current Earned Income Tax Collector, turned in \$19,724.15 (current year minus refunds/non-resident distributions) and \$9,581.02 (prior year minus refunds/non-resident distributions) in current Earned Income Tax for the collection period of July 1, 2010 – July 26, 2010.

<b>Commission due</b>	- \$	<b>287.18</b>
<b>Costs</b>	- \$	<b>3.96 (Postage)</b>
<b>Total Due</b>	- \$	<b>291.14</b>

Keystone Municipal Collections, Delinquent Earned Income Tax Collector, turned \$0.00 in delinquent Earned Income Tax and \$1,173.12 (audited) in delinquent Earned Income Tax, including costs for the collection period of July 1, 2010 – July 25, 2010.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>0.00</b>
	\$	<b>0.00</b>

**Mercantile/Business Privilege and Emergency Municipal Service Tax Collector**

Keystone Municipal Collections, Current Act 511 Tax Collector, turned in \$4,192.42.00 in Local Service Tax, \$0.00 in Business Privilege and \$0.00 in Mercantile Tax collections for the collection period July 1, 2010 – July 25, 2010.

<b>Commission due</b>	- \$	<b>62.94</b>
<b>Costs</b>	- \$	<b>0.22 (Postage)</b>
<b>Total Due</b>	- \$	<b>63.16</b>

Keystone Municipal Collections, Delinquent Act 511 Tax Collector, turned in \$0.00 in delinquent Local Service Tax, \$0.00, in delinquent Business Privilege Tax, \$0.00 in delinquent Mercantile Tax for the collection period of July 1, 2010 – July 25, 2010.

<b>Commission due</b>	- \$	<b>0.00</b>
<b>Costs</b>	- \$	<b>0.00</b>
<b>Total Due</b>	- \$	<b>0.00</b>

A motion was made by Mr. Babyak, seconded by Mr. Davis, to accept the Tax Collectors' Reports and pay the fees due.

Motion carried unanimously.

## **ENGINEER'S REPORT**

Mr. Hultberg, Engineer Representative, indicated he attended the Workshop Sessions on August 11 and August 16. The EADS Group has been working on the items outlined at those meetings.

A motion was made by Mr. Babyak, seconded by Mr. Robb, to accept the Engineer's Report and pay Invoice No. 42556, 42558 and 42559, dated July 27, 2010, in the amount of \$16,601.78.

Motion carried unanimously.

## **SOLICITOR'S REPORT**

Mr. Leckman stated he provided his report to Council at the Workshop meetings and he would present one ordinance and one resolution for consideration.

A motion was made by Mr. Davis, seconded by Mr. Robb, to accept the Solicitor's Report and pay Invoice No. WOB 254 dated August 16, 2010, in the amount of \$3,976.41, including \$88.91 in advanced costs.

Motion carried unanimously.

## **ANIMAL CONTROL OFFICERS' REPORTS**

Mr. Verbanick read the Animal Control Officer's and Wildlife Officer's Reports for the month of June 2010.

Trisha Hroblak – Animal Control  
Report for the month of July 2010

911 Calls Taken	3
Municipality/Residents Calls Taken	2
Complaints	0
Dogs Returned to Owners	2
Dogs Surrendered to Shelter	1
Dogs Humanely Disposed Of	0
Dogs Hit/Killed by Vehicle	0
Cats Returned to Owners	0
Cats Surrendered to Shelter	0
Cats Humanely Disposed Of	0
Individuals Filed Against	0
Citations Issued	0
Miscellaneous	0
After Hours Calls	2
<b>Total Due</b>	<b>\$285.00</b>

A motion was made by Ms. Verbanick, seconded by Mr. Robb, to accept the Animal Control Officer's Report and pay the fee due in the amount of \$285.00 for the month of July.

Motion carried unanimously.

Dave Collura – Wildlife Control  
Report for the month of July 2010

	Live Trap	Road Kill	Disposal After Hours Calls
Deer	0	2	
Bats	2	0	
Birds/Fowl	0	0	
Chipmunk	0	0	
Degas	0	0	
Groundhogs	47	4	
Rabbits	0	0	
Raccoons	41	3	
Opossums	8	2	
Skunks	24	2	
Squirrels	1	1	
Snakes	0	0	
Turtles	0	0	
<b>Total Due</b>	<b>\$350.00</b>	<b>\$140.00</b>	<b>\$20.00</b>
<b>Grand Total: \$565.00</b>			

A motion was made by Ms. Verbanick, seconded by Mr. Davis, to accept the Wildlife Control Officer's Report and pay the fee due in the amount of \$550.00 for the month of July.

Motion carried unanimously.

### **RESOLUTIONS AND ORDINANCES**

Mr. Leckman read Ordinance No. 3587 by short title for adoption.

**O-3587 AMENDING ARTICLE 369 REAL PROPERTY TAX AND  
ARTICLE 381 REAL PROPERTY TAX EXEMPTION FOR  
CERTAIN COMMERCIAL, INDUSTRIAL OR BUSINESS  
PROPERTY OF THE CODIFIED ORDINANCES OF THE  
BOROUGH OF WHITE OAK STREET OPENING ORDINANCE**

A motion was made by Mr. Robb, seconded by Mr. Davis, to adopt Ordinance No. 3587 as read by Mr. Leckman.

Mr. Pasternak declared Ordinance No. 3587 officially adopted.

Mr. Leckman read Resolution No. 3588 by short title for adoption.

**R-3588 REAL ESTATE TAX REFUND**

A motion was made by Mr. Davis, seconded by Mr. Robb, to adopt Resolution No. 3588 as read by Mr. Leckman.

Mr. Pasternak declared Resolution No. 3588 officially adopted.

**NEW BUSINESS**

None

**OLD BUSINESS**

None

**ADJOURNMENT**

A motion was made by Mr. Massung, seconded by Mr. Babyak, to adjourn.

Motion carried unanimously.

Meeting adjourned at 8:16 p.m.

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Date Approved

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Borough Secretary